UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----X KIRSTY FRYER,

Docket No.: 25-CV-2383 (PMH)

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Plaintiff,

STIPULATION

-against-

BARD COLLEGE et al.,

Defendant.

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It is hereby stipulated by and between the parties that the Eleventh Affirmative Defense asserted in the Answer of Defendants BARD COLLEGE and BARD COLLEGE AT SIMON'S ROCK that the court has not acquired <u>in personam</u> jurisdiction over the answering defendants based upon improper service of process is hereby withdrawn with prejudice.

Dated: New York, New York June 27, 2025

LAW OFFICES OF GEOFFREY MUELLER

RUTHERFORD & CHRISTIE, LLP

By: /s/Gregory J. Irwin

Gregory J. Irwin, Esq.

Attorneys for Plaintiff
366 Kinderkamack Road
Westwood, New Jersey 07675
(201) 569-2553
girwin@gdm-law.com

By:

David S. Rutherford, Esq. *Attorneys for Defendants* 800 Third Avenue, 9th Floor New York, New York 10022 (212) 599-5799 T

dsr@rutherfordchristie.com

SO ORDERED:

Philip M. Halpern, U.S.D.J.

Dated: White Plains, New York June 30, 2025